



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/898,659	07/03/2001	Steven D. Tanksley	19603/3211 (CRF D-2594A)

CONFIRMATION NO. 2365

## FORMALITIES LETTER



\*OC000000006811973\*

Michael L. Goldman, Esq.  
NIXON PEABODY LLP  
Clinton Square  
P.O. Box 31051  
Rochester, NY 14603-1051

Date Mailed: 09/28/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/22/2002 AGOITOM 00000208 09898659 65.00 DP  
01 FC:205



Patent  
Docket No.: 19603/3211 (CRF D-2594A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

sector

Applicant(s): Steven D. Tanksley

Serial No. : 09/898,659

COPY OF PAPERS  
ORIGINALLY FILED

Cnfrm. No. : 2365

Filed : July 3, 2001

For : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN PLANTS

TRANSMITTAL LETTER

Commissioner For Patents  
Washington, D.C. 20231  
Box: Missing Parts

Dear Sir:


In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(b), which was mailed by the United States Patent and Trademark Office on September 28, 2001, enclosed are:

- ☒ A Combined Declaration and Power of Attorney.
- ☐ A Request for (One, Two or Three)-Month Extension of Time.
- ☒ Applicant claims small entity status. (See 37 CFR 1.27.)
- ☐ A Request for Corrected Filing Receipt and Copy of Official Filing Receipt.
- ☒ A copy of the Notice to File Missing Parts.
- ☒ A self-addressed, prepaid postcard for acknowledging receipt.
- ☒ Fees as calculated below:

FEE FOR (ONE, TWO OR THREE)-MONTH EXTENSION OF TIME	\$
SURCHARGE 37 CFR 1.16(e)	\$65.00
ADDITIONAL FEES	\$
TOTAL FEES SUBMITTED HEREWITH	\$65.00

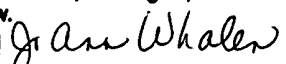
- ☒ A check in the amount of \$65.00 to cover the above fees.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.

Date: October 16, 2001

  
Edwin V. Merkel  
Registration No. 40,087

Nixon Peabody LLP  
Clinton Square, P.O. Box 31051  
Rochester, New York 14603-1051  
Telephone: (716) 263-1128  
Facsimile: (716) 263-1600

R528380.1

Certificate of Mailing - 37 CFR 1.8(a)	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on the date below.	
10/16/01	
Date	do Ann Whalen



PATENT  
Docket No.: 19603/3211 (CRF D-2594A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Steven D. Tanksley

Serial No. : 09/898,659

Cnfrm. No. : 2365

Filed : July 3, 2001

For : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN PLANTS

TRANSMITTAL LETTER

Commissioner For Patents  
Washington, D.C. 20231  
Box: Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Application Under 37 CFR 1.53(b), which was mailed by the United States Patent and Trademark Office on September 28, 2001, enclosed are:

- ☒ [X] A Combined Declaration and Power of Attorney.
- ☐ [ ] A Request for (One, Two or Three)-Month Extension of Time.
- ☒ [X] Applicant claims small entity status. (See 37 CFR 1.27.)
- ☐ [ ] A Request for Corrected Filing Receipt and Copy of Official Filing Receipt.
- ☒ [X] A copy of the Notice to File Missing Parts.
- ☒ [X] A self-addressed, prepaid postcard for acknowledging receipt.
- ☒ [X] Fees as calculated below:

FEE FOR (ONE, TWO OR THREE)-MONTH EXTENSION OF TIME	\$
SURCHARGE 37 CFR 1.16(e)	\$65.00
ADDITIONAL FEES	\$
TOTAL FEES SUBMITTED HEREWITH	\$65.00

- ☒ [X] A check in the amount of \$65.00 to cover the above fees.
- ☒ [X] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 14-1138. A duplicate copy of this sheet is enclosed.

Date: October 16, 2001

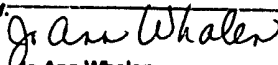
  
Edwin V. Merkel  
Registration No. 40,087

Nixon Peabody LLP  
Clinton Square, P.O. Box 31051  
Rochester, New York 14603-1051  
Telephone: (716) 263-1128  
Facsimile: (716) 263-1600

Certificate of Mailing - 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:  
Commissioner for Patents, Washington, D.C. 20231,  
on the date below.

10/16/01  
Date

  
Ann Whalen